



#5 DAC\$

BOX DAC  
PATENT

New Atty. Docket No. 0142-0317P  
(Old Atty. Docket No. SPUR 102)

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Dennis W. HICKS et al. Conf.: Unknown  
Appl. No.: 09/175,905 Group: 2176  
Filed: October 20, 1998 Examiner: W. BASHORE  
For: AUTOMATIC NETWORK DEVICE SELECTION AND  
DOCUMENT DELIVERY SYSTEM (AS AMENDED)

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT  
ABANDONED UNINTENTIONALLY UNDER 37 C.F.R. § 1.137(b)

Attention: Office of Petitions  
Assistant Commissioner for Patents  
**BOX DAC**  
Washington, DC 20231

June 7, 2002

Sir:

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extension of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

Note: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee -- required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

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640.00 DP

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OFFICE OF PETITIONS

1. Petition fee

- ☒ Small entity - fee \$640.00 (37 C.F.R. § 1.17(m)).  
Applicant claims small entity status. See 37 C.F.R.  
§ 1.27.
- ☐ Other than small entity - fee \$1,280.00 (37 C.F.R.  
§ 1.17(m))

2. Reply and/or fee

- A. The reply and/or fee to the above-noted Office action  
in the form of an Amendment (identify type of reply):
- ☐ has been filed previously on .
- ☒ is enclosed herewith.
- B. The issue fee of \$0.00
- ☐ has been paid previously on .
- ☐ is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or  
after June 8, 1995, no terminal disclaimer is  
required.
- ☐ A terminal disclaimer (and disclaimer fee (37 C.F.R.  
§ 1.20(d)) of \$55.00 for a small entity or \$110.00 for  
other than a small entity) disclaiming the required  
period of time is enclosed herewith.

4. Statement: The entire delay in filing the required reply  
from the due date for the required reply until the filing  
of a grantable petition under 37 C.F.R. § 1.137(b) was  
unintentional.

- ☐ No fee is required.
- ☒ Check(s) in the amount of \$640.00 is/are enclosed.
- ☐ Please charge Deposit Account No. 02-2448 in the amount of \$0.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fee required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By Joe McKinney Murcy  
Joe McKinney Murcy, #32,334

<sup>enc</sup>  
KM/EHC/asc:lmh

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P.O. Box 747

Falls Church, VA 22040-0747

(703) 205-8000

Attachments: ☒ Fee Payment  
☒ Reply  
☐ Terminal Disclaimer Form  
☐ Additional sheets containing statements  
establishing unintentional delay  
☐ Other: